

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:
Timothy C. Thompson, *et al.*

Serial No.: 10/559,994

Filed: April 28, 2006

For: RTVP-GLIPR-LIKE COMPOSITIONS AND
METHODS FOR THE DETECTION,
TREATMENT AND PREVENTION OF
PROSTATE CANCER



Group Art Unit: 1637

Examiner: Christopher H. Yaen

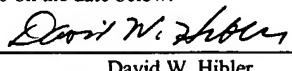
Atty. Dkt. No.: PRO025/4-012US

Confirmation No. 4570

CERTIFICATE OF MAILING

I certify that this correspondence is being deposited with the U.S. Postal Service as First Class mail in an envelope addressed to Mail Stop Sequence, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on the date below:

October 27, 2008
Date


David W. Hibler

STATEMENT AS REQUIRED UNDER C.F.R. §§ 1.821(f)(g)

MAIL STOP SEQUENCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir or Madam:

Submitted herewith is a computer readable form and a paper copy of the sequence listing of those sequences in the captioned patent application. In accordance with 37 C.F.R. § 1.821(f), Applicants' Representative hereby verifies that the computer readable form of the sequence listing is the same as the paper copy of the sequence listing. The sequence information provided in the Specification is also the same as the sequence listing of the enclosed computer readable and paper forms of the sequence listing.

In accordance with 37 C.F.R. § 1.821(g), Applicants' Representative hereby verifies that no new matter is included with this submission.

Respectfully submitted,



David W. Hibler
Reg. No. 41,071
Agent for Applicants

VINSON & ELKINS L.L.P.

First City Tower

1001 Fannin St., Suite 2500

Houston, Texas 77002-6760

713-758-2579

Date: October 27, 2008

Houston 3776049v.1



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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--------------------------------|-------------|----------------------|---------------------|------------------|
| 10/559,994 | 04/28/2006 | Timothy C Thompson | PRO025/4-012US | 4570 |
| 21586 | 7590 | 09/26/2008 | EXAMINER | |
| VINSON & ELKINS, L.L.P. | | | YAEN, CHRISTOPHER H | |
| FIRST CITY TOWER | | | ART UNIT | PAPER NUMBER |
| 1001 FANNIN STREET, SUITE 2500 | | | 1643 | |
| HOUSTON, TX 77002-6760 | | | | |
| OCT 29 2008 | | NOTIFICATION DATE | DELIVERY MODE | |
| | | 09/26/2008 | ELECTRONIC | |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

cporter@velaw.com
IPTLdocket@velaw.com
bmelder@velaw.com



Notice to Comply

Application No.
10559994

Applicant(s)
THOMPSON ET AL.

Examiner
CHRISTOPHER H. YAEN

Art Unit
1643

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant must file the items indicated below within the time period set by the Office action to which the Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of 37 CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).
- 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- 7. Other:

Applicant Must Provide:

- An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- An initial or substitute paper copy of the "Sequence Listing", as well as an amendment specifically directing its entry into the application.
- A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (571) 272-0731 or (571) 272-0951

For CRF Submission Help, call (571) 272-2510

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Technical Assistance 1-866-217-9197 or 703-305-3028 or 571-272-6845

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PLEASE RETURN A COPY OF THIS NOTICE WITH YOUR REPLY

/Christopher H Yaen/
Primary Examiner, Art Unit 1643



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| | | | |
|-----------------------------------------|--------------------------|-------------------------------------------------------------------|---------------------------------------|
| APPLICATION NO./CONTROL NO. 10559994 | FILING DATE 4/28/2006 | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION THOMPSON ET AL. | ATTORNEY DOCKET NO. PRO025/4-012US |
|-----------------------------------------|--------------------------|-------------------------------------------------------------------|---------------------------------------|



EXAMINER
CHRISTOPHER H. YAEN

| | |
|------------------|-------------------|
| ART UNIT 1643 | PAPER 20080912 |
|------------------|-------------------|

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents

This application contains sequence disclosures that are encompassed by the definitions for nucleotide and/or amino acid sequences set forth in 37 C.F.R. § 1.821(a)(1) and (a)(2). However, this application fails to comply with the requirements of 37 C.F.R. §§ 1.821-1.825 for the reason(s) set forth on the attached Notice To Comply With Requirements For Patent Applications Containing Nucleotide Sequence And/Or Amino Acid Sequence Disclosures. Applicant must comply with the requirements of the sequence rules (37 CFR 1.821 - 1.825) before the application can be examined under 35 U.S.C. §§ 131 and 132.

APPLICANT IS GIVEN ONE MONTH FROM THE DATE OF THIS LETTER WITHIN WHICH TO COMPLY WITH THE SEQUENCE RULES, 37 C.F.R., §§ 1.821-1.825. Failure to comply with these requirements will result in ABANDONMENT of the application under 37 C.F.R. § 1.821(g). Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 C.F.R. § 1.136. In no case may an applicant extend the period for response beyond the six month statutory period. Direct the response to the undersigned. Applicant is requested to return a copy of the attached Notice to Comply with the response.

The addressees below are effective 5 June 2004. Please direct all replies to the United States Patent and Trademark Office via one (1) of the following:

1. Electronically submitted through EFS-Web (<<http://www.uspto.gov/ebc/efs/downloads/documents.htm>>, EFS Submission User Manual - ePAVE)
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Alexandria, VA 22313 1450
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Randolph Building
401 Dulaney Street
Alexandria, VA 22314

Any inquiry concerning this communication should be directed to Christopher Yaen at telephone number (571)272-0838. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Larry Helms, Ph.D., can be reached on 571-272-0832.

To: bmelder@velaw.com,cporter@velaw.com,IPTLdocket@velaw.com
From: PAIR_eOfficeAction@uspto.gov
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Subject: Private PAIR Correspondence Notification for Customer Number 21586

Sep 26, 2008 06:18:01 AM

Dear PAIR Customer:

VINSON & ELKINS, L.L.P.
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UNITED STATES

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| Application | Document | Mailroom Date | Attorney Docket No. |
|-------------|--------------|---------------|---------------------|
| 10559994 | SEQ.REQ.DISC | 09/26/2008 | PRO025/4-012US |
| | SEQ.REQ.DISC | 09/26/2008 | PRO025/4-012US |

To view your correspondence online or update your email addresses, please visit us anytime at <https://sportal.uspto.gov/secure/myportal/privatepair>.

If you have any questions, please email the Electronic Business Center (EBC) at EBC@uspto.gov with 'e-Office Action' on the subject line or call 1-866-217-9197 during the following hours:

Monday - Friday 6:00 a.m. to 12:00 a.m.

Thank you for prompt attention to this notice,

UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT APPLICATION INFORMATION RETRIEVAL SYSTEM